

Liber W. C. sound Marchantable & every way well Condiconed tobacco and Caske w<sup>ch</sup> to him he oweth and unjustly doth detain

And whereupon the said Samuel Allen by Charles Boteler his Attorney sayth that whereas the said Gourney Crowe upon the Thirteenth day of November in y<sup>e</sup> yeare of our Lord 1680 By his Certaine bond or writeing Obligatory sealed with the seale of him the sd Gourney and here in Court Produced whose date is the day and yeare aforesaid, was holden & firmly bounden unto Samuel  
 p. 522 Allen in Southampton in the Kingdome of England Marchant in full and Just sume of Twenty seaven Thousand three hundred ninety & two pounds of good sound Marchantable and every way well Conditioned Tobacco in Caske, To be payd to Richard Smith Jun<sup>r</sup> of Calvert County or to his Certaine Attorney his heires Executors Adm<sup>rs</sup> or Assignes for the prop acco<sup>t</sup> & use of the said Samuel Allen, To w<sup>ch</sup> payment well and truely to be made the said Gourney Crowe did binde himself his heires Executo<sup>rs</sup> and Adm<sup>rs</sup> firmly by those presents, Neverthesse the said Gourney Crowe the said sume of Twenty Seaven thousand three hundred Ninety and two pounds of tobacco although often thereunto required unto the said Richard Smith for the Prop acco<sup>t</sup> of the said Sam<sup>l</sup> Allen hath not as yet paid, but the same to pay hath denyed & still doth denye Whereupon the said Samuel Allen sayth he is Damnified and hath losse to the Vallue of thirty thousand pounds of Tobacco And thereupon he bring his suite

And the said Gourney Crowe by Robert Ridgely his Attorney Cometh and defendeth the force & injury when &c & prayeth hearing of the writeing aforesaid & it is read unto him, he also Prayeth hearing of the Condicon of the said writeing and it is read unto him in these words: (viz) The Condicion of this Obligacōn is such That if the above bounden John Rawlings Michael Bacey and Gourney Crowe or Either of them their heires Executo<sup>rs</sup> or Adm<sup>rs</sup> doe well and truely pay or Cawse to be payd unto the abovesaid Richard Smith Jun<sup>r</sup> or to his Certaine Attorney his heires Executo<sup>rs</sup> Adm<sup>rs</sup> or assignes for the prop acco<sup>t</sup> and use of the aforesaid Samuel Allen the full and Just sume of thirteene thousand Six hundred Ninety and six pounds of good Marchantable and every way well Conditioned tobacco in Caske in some Convenient place or Places in the aforesaid Dorchester County at or before the Tenth day of December next after the date hereof then this Obligacōn to be voyd or else to stand in full force & vertue

Now here at this day to wit the second day of March in the seaventh yeare of the Dominion of the Right hono<sup>ble</sup> Charles Lord Baltmore &c Annoꝝ Doni 1681 Came the said Samuell Allen by his Attorney aforesaid and Offered himself against the said Gourney Crowe in the Plea aforesaid, but the said Gourney Crowe came not but made default Therefore itt is Considered that the said Samuel Allen Recover against the said Gourney Crowe aswell the